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Central Intelligence Agency

OCA 1782-88



Washington, D.C. 20505

10 June 1988

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The Honorable Peter W. Rodino, Jr.
Chairman
Committee on the Judiciary
House of Representatives
Washington, D.C. 20515

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Dear Mr. Chairman:

This in response to your letter of 12 May 1988 concerning [redacted] clearances for Arthur P. Endres, Jr., Hayden W. Gregory, and Paul J. McNulty of your staff.

I appreciate the concerns expressed in your letter. As I indicated in my letter dated 18 March 1988, however, the signing of a Form 4355 ("Sensitive Compartmented Information Nondisclosure Agreement") remains a prerequisite for the granting of [redacted] clearance. Accordingly, until we receive executed Form 4355's for each of these individuals, we cannot consider them as having been properly cleared for access to [redacted] information.

I hope that you understand that our position on this issue is based on important legal and policy considerations and in no way is a reflection on any of the three individuals involved.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "William H. Webster".

William H. Webster
Director of Central Intelligence

cc: Honorable Louis J. Stokes, Chairman, Permanent Select
Committee on Intelligence

This issue is a tough one with ramifications going beyond Judiciary. If you can spare the time perhaps we might have lunch together next time to discuss it further. - Bill

cc: Honorable Louis J. Stokes, Chairman, Permanent Select
Committee on Intelligence

SUBJECT: Response to Rodino Letter "Granting" ☐ Clearances to
Judiciary Staffers OCA-1781-88
Letter to Rodino OCA-1782-88
OCA/LEG, ☐ (6 June 1988)

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Rec ES: 18 May 88

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U.S. House of Representatives

Committee on the Judiciary

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88-2042X

May 12, 1988

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Honorable William H. Webster
Director
Central Intelligence Agency
Washington, D.C. 20505

Dear Director Webster:

This letter is to inform you that I have granted appropriate clearances to Arthur P. Endres, Jr., Hayden W. Gregory, and Paul J. McNulty.

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In his position as Staff Director, there are times when Mr. Endres needs to have access to [] classified information. Mr. Gregory and Mr. McNulty, staff counsel on the Judiciary Subcommittee on Crime, are assigned to participate in the Committee's legislative and oversight functions with respect to criminal matters and the Drug Enforcement Agency. In that capacity, they have a need to know and deal with classified information. They are also currently involved in an oversight investigation being conducted by the Subcommittee on Crime, concerning the enforcement of federal narcotics, money laundering, and firearms laws. In connection with this investigation, Mr. Gregory and Mr. McNulty have an immediate need for access to [] classified material.

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Full background investigations were conducted on these individuals by the Federal Bureau of Investigation, and they currently have Top Secret security clearances. All three individuals have executed a non-disclosure agreement with the Committee. These agreements are on file in the Committee's office.

Sincerely,

Peter W. Rodino, Jr.
PETER W. RODINO, JR.
Chairman



Washington, D.C. 20505

OCA 88-0840

18 March 1988

The Honorable Peter W. Rodino, Chairman
Committee on the Judiciary
House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

Thank you for your letter of 11 March 1988 requesting special intelligence clearances for Mr. Hayden W. Gregory and Mr. Paul J. McNulty, members of your Committee staff.

We have initiated processing to obtain the necessary clearances and, providing everything contained in the background investigations is in order, this processing can be expedited in a few days as you requested. We will then be in touch with Messrs. Gregory and McNulty for the required briefings. As you are aware, upon granting these clearances our regulations require that the cleared individuals sign our non-disclosure agreement.

Regarding the request for Mr. Arthur P. Endres, we approved the clearances for him in September 1987. I am told that we have not been able to grant him access to information, however, because he has declined to sign our non-disclosure agreement.

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While some years ago we agreed to allow the House Permanent Select Committee on Intelligence, for reasons peculiar to its charter, to use its own non-disclosure agreement, other committees of the House--such as Foreign Affairs and Armed Services--have required cleared individuals to sign our non-disclosure agreement.

The requirement that Congressional staff sign a Central Intelligence Agency non-disclosure agreement has been discussed with Elaine Mielke, General Counsel of your Committee. We will continue our discussions with her, but I would also be pleased to discuss this issue with you personally if you wish.

Sincerely yours,

William H. Webster
Director of Central Intelligence

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